

A Summer Proposition.

Well, now, there's the

ICE QUESTION!

You know you'll need ice, you know it is a necessity in hot weather. We believe you are anxious to get that ice which will give you satisfaction, and we'd like to supply you. Order from

THE OHU ICE & ELECTRIC CO.,

Telephone 1151 Blue. Postoffice Box 908

W. G. IRWIN & CO., LTD.

Wm. G. Irwin, President and Manager
 Claus Sprockels, First Vice-President
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SUGAR FACTORS, COMMISSION AGENTS

AGENTS FOR THE
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Scottish Union National Insurance Company of Edinburgh.
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HART & CO., LTD

The White Ice Cream Parlors.
 Chocolate and Confections
 Ice Cream and Water Ices
 Bakery Lunch.

THE FINEST RESORT IN THE CITY

Union Pacific

Railroad

SUGGESTS

Speed and Comfort

Three trains daily through cars, first and second class to all points. Reduced rates take effect soon. Write early.

S. F. Booth,

General Agent.

No. 1 Montgomery Street,
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THE

New Overland

LIMITED

SAN FRANCISCO TO
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Less Than 3 Days

AND NEW YORK

3 Days 19 Hours

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EVERY DAY TRAIN

Barber, Buffet, Library,
 Electric Lights, Reading Lamps,
 in Every Berth, Observation Car
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 General Passenger Agent.

SAN FRANCISCO, CALIFORNIA.

OHU RAILWAY AND LAND CO'S

TIME TABLE

MAY 1st, 1903.

OUTWARD.

For Waiānā, Waiānā, Kahuku and
 Way Stations—9:15 a. m., 9:30 p. m.
 For Pearl City, Ewa Mill and Way
 Stations—7:30 a. m., 9:15 a. m.,
 11:05 a. m., 12:15 p. m., 12:30 p. m.,
 1:15 p. m., 5:15 p. m., 12:30 p. m.,
 11:25 p. m.

INWARD.

Arrive Honolulu from Kahuku, Waiānā and Waiānā—8:35 a. m., 5:15 p. m.
 Arrive Honolulu from Ewa Mill and Pearl City—10:50 a. m., 11:40 a. m., 1:30 p. m., 1:45 p. m., 2:05 p. m., 4:35 p. m., 5:15 p. m., 7:40 p. m., 11:25 p. m.
 Sunday Excepted,
 Sunday Only.

P. DENNISON
 Sept.

F. C. SMITH,
 G. P. A. T. A.

Built Me Up

Have you been ill? Are you still weak and discouraged? Do not get strength as fast as you think you should? Then take a good tonic, something that will aid your digestion and build you up quickly.



Here is a letter from Mr. R. Bartholomew, Jr., Mt. Vernon, So. Australia. He also sends his photograph.
 "After a very severe attack of rheumatic fever I was left in a very weak condition. It was feared that I could not possibly pull through. I could get no help from any medicine. I feel sure that unless there had been a change just at that time I could not have recovered. But a friend of mine had taken Ayer's Sarsaparilla and knew what a splendid tonic it was. So he urged me to try it. I can now truthfully say that I felt better even after the first dose. It seemed to build me right up from the very start, and in a few weeks my recovery was complete."

AYER'S Sarsaparilla

There are many imitation Sarsaparillas. Be sure you get Ayer's.
 Promptly correct any tendency to constipation or biliousness. Ayer's Pills are sugar-coated, easy to take, mild in action.

Prepared by Dr. J. C. Ayer Co., Lowell, Mass., U.S.A.

In Spring Weather

Every doctor—your doctor—recommends some kind of a tonic. There is no other tonic that combines good qualities and good flavor to the same extent as



More satisfying—more wholesome than any other tonic. You'll like it.

RAINIER BOTTLING WORKS,

AGENTS FOR HAWAII.

PHONE WHITE 1331
 P. O. BOX 517.

GLASS!

HAS MANY ATTRACTIONS.

Although looked upon a few years ago as a luxury, nothing so adorns the home at so slight a cost as plate glass windows, built in China closets, etc. We have glass for every use as the following kinds will show.

Figured rolled glass—white and colors
 Ground glass for artists use.
 Glass for windows.
 Circular glass cut to order.
 Skylight glass with wire.
 Skylight glass with asbestos wire.
 Florentine glass white and wine colors.
 Plain colors, in red, blue, yellow and orange.

LEWERS & COOKE, LTD

177 SOUTH KING ST.

ORPHEUM THEATRE

J. C. COHEN, Manager.

MR. HARRY JAMES PRESENTS
 The American Travesty Stars
 Now Touring the World with the Following Cast:

KOLB AND DILL,
 BARNEY BERNARD,
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 CHARLOTTE VIDOT, LILLIE SUTHERLAND, RICHARD GOOD-ALL and a BEVY OF BEAUTIFUL SHOW GIRLS in

Webber & Field's
 Latest and Most Successful Burlesques

Six Nights More

TONIGHT.

Whirl I Gig and Big Little Princess

May 21—"Whirl I-Gig and Big Little Princess."
 May 22—"Fiddle-Dee-Dee"
 May 23—"Hotty Toity."
 May 24—"Whirl I Gig and Big Little Princess."
 May 25—"Fiddle-Dee-Dee."

Prices \$1, 75c, 50c, and 25c.

Want ads in Star cost but 25 cents.

A HARD BLOW AT CHINESE CREWS

PACIFIC MAIL STEAMSHIP COMPANY IS HELD LIABLE FOR THE WRECK OF THE STEAMER ON ACCOUNT OF THE LACK OF A COMPETENT CREW—CHINESE UNABLE TO UNDERSTAND EMERGENCY ORDERS.

SAN FRANCISCO, May 10.—A decision of far-reaching importance, one that if carried to its logic would exclude Chinese crews from employment on any of the ocean liners sailing between American ports and the Orient, was rendered yesterday by the United States Circuit Court of Appeals. This judgment of the court holds the Pacific Mail Steamship Company liable in heavy damages because of the loss of life in the wreck of the Rio de Janeiro due to the incompetence of the Chinese crew. The Rio was manned by white officers and Chinese seamen. The officers and the crew spoke different languages and when it came to an emergency the crew was unable to understand the commands or lower the boats.

This is the first instance since the passage of the law in 1853 limiting damages for shipwreck to the sum of the "pending freight" that anything in excess of that measure of loss has been recovered. The expression "pending freight" means what the shipowner might have expected to earn on the voyage during which the shipwreck occurred. It is only in case of gross negligence that the "pending freight" limit can be set aside.

In the present instance the court holds that the steamship company employed an incompetent crew and is therefore liable for the full sum of damages incurred for loss of life and personal effects.

So little expectation was there that the court would set aside the usual limit on damages that not one-tenth of the claims that might legitimately have been presented were filed. Now that the decision has been rendered it is said that most of these claims are barred by the statute of limitations, but the lawyers who have successfully pressed the claims that are allowed, declare that a way can be found to revive all the lapsed claims.

What this might mean to the Pacific Mail Company will be understood from the fact that 120 persons were drowned in the wreck of the Rio, and that the usual measure of damages for each life is \$5,000 in addition to the actual loss of the baggage and other personal effects.

The reason assigned by the court affects all Chinese crews, because none of them speak the same language as their officers, and therefore they are unfit to cope with an emergency or act in any sort of contingency where commands cannot be given by signs or through an interpreter. It will be understood therefore that the decision covers almost every case of the shipwreck where lives are lost from a steamship manned by a Chinese crew.

In that view the question was put to E. H. Harriman, president of the Pacific Mail Company, yesterday by a representative of "The Examiner" in New York whether the company would continue to employ Chinese to man its steamships. Mr. Harriman would only say that the matter was one to be decided by the officers of the company after consultation.

Steamship men in this city say that to substitute white crews for the Chinese would cost the Pacific Mail Company something like \$60,000 a year added to the present cost. But the damages incurred for loss of life in a single shipwreck might amount to ten times as much as that sum and would have done so in the case of the Rio had the relatives of the people drowned been alive to their rights.

In the present case the damages allowed by the courts amount to \$35,125, as follows:

Sarah Gayon for heirs of Henry Gayon, \$7,200; H. P. Henshall for heirs of W. A. Henshall, \$6,275; R. P. Henshall for Mrs. G. A. Denhof, \$1,500; R. P. Henshall for estate of A. W. Dodd, \$1,000; Kate West, \$750; Frances Ripley, \$400; Russell Harper, \$5,000; William Brandes, \$400; Sarah Jehu, as heirs of Sarah Rowena Jehu, \$1,200; Mana and Felice Sussoni, \$5,000; B. C. Hawes for Naomi Wakefield, \$1,000; Ruth Miller for baggage of Sarah Wakefield, \$1,200; W. F. Aldrich for baggage of Letitia A. Wildman, \$1,000; W. F. Aldrich for Virginia Forte Aldrich for death of Letitia A. Wildman, \$1,200; L. T. Wagner, guardian of Frank A. Wordworth, for death of father of said minor, \$2,000. Total, \$35,125.

The Rio was lost on February 22, 1901, just outside this port in a dense fog at 5 o'clock in the morning. When she struck the rocks it was quite calm, but although she floated for twenty minutes the crew was so incompetent that only three boats were launched, and two of these were swamped because the sailors did not know their business. The one boat that floated was launched by two white men.

The Court Commissioner held that the sum of the "freight pending" was only \$24,977.93, and therefore that was the limit of all damages. Claims were allowed amounting to \$35,125, and these were to receive a pro-rated share of the \$24,977.93 allowed for "freight pending." Such was the judgment of the lower court, but the Court of Appeals holds that there is no such limit in this instance because of the negligence of the company in employing an incompetent crew.

Concerning the judgment of the lower court the judgment rendered yesterday says:

The court found and held that the sinking of the ship was not due to any peril of the sea, but to the gross negligence of her master and pilot. Such was the cause of the shipwreck. The cause of the loss of life for which damages were asked is treated at much greater length in the opinion of the court, which says:

The main ground of appeal * * * is that the crew of the lost steamship "spoke and understood only the language of a race and nation different from the officers immediately in command over them in the launching of the lifeboats on said vessel, and that they could speak or understand the commands of said officers, and that they never had been drilled in the launching of the lifeboats to train them to launch the same without command.

If this contention is well founded the court goes on to say the company "is not entitled to any limitation of liability." The court reviews the evidence and upholds the contention in these words:

The record shows that the disaster occurred about half past 5 o'clock on the morning of February 22, 1901. The fog was so dense that the day afforded no light. It was very dark but the water was smooth and there was but little if any list to the ship as she sank, which she did in twenty minutes from the time of striking the rocks. She carried 211 persons and eleven life boats, three of which were swung by davits from the sides of the ship, and eight of which were on skids on the roofs of the deck houses. These equipment and apparatus for launching them were good. The evidence is that under such conditions five minutes was ample time for the lowering of the boats. It further shows that there was no panic among the passengers or crew, that the passengers behaved well and that the captain, immediately upon striking the rocks, sounded the alarm and called the crew to the boats. Each of the boats was commanded by a white officer and manned by a part of the Chinese crew. Yet but three of the eleven boats were lowered into the water, one of which was lowered by Officer Coghlan and the ship's carpenter, and but three of the hundred and odd passengers that the ship carried were taken into any boat.

There must have been some paramount controlling cause for all this. And that cause we think is very easily to be seen. * * *

How about Chinese sailors or sailors of any other class or race who cannot understand the orders that become necessary in the course of their duties because of a lack of knowledge of the language in which they have to be given? The case shows that the Rio de Janeiro left this port of Honolulu on the voyage under consideration with a crew of eighty-four Chinese officered by white men. The officers could not speak the language of the Chinese and but two of the latter—the boat-

(Continued on page 7).

The Time to Paint

has come, and the paint to do the painting with has also arrived. Anticipating the large amount of work that would be done after the rainy season was well over, we have added largely to our well assorted stock of

Sherwin-Williams Prepared Paint

and have just received direct from factory several heavy shipments. We are selling more and more of the well known paint every month and it is being recognized as the best prepared paint ever offered here.

The makers guarantee that it is made of absolutely pure LINSEED OIL, LEAD, ZINC with the finest of driers and colors. Nothing new about this paint, it is simply honestly made of the best material known for painting purposes.

Pure paint, Full measure, Guaranteed satisfaction. Or your money back, when you buy SHERWIN-WILLIAMS Paint from

E. O. HALL & SON, LTD.

Herbert E. Gares, Manager.

Hind, Rolph & Co., Agents.

THE ISLAND MEAT COMPANY

WHOLESALE AND RETAIL BUTCHERS.

Located on Fort Street, opposite Love Building.

Supply of Island Turkey Now on Hand From Kahikunui Ranch.

A supply of the finest quality of Island meats, poultry and game, together with all other market goods, as so imported goods which are in demand by the public will always be on hand.

Telephone Main 76.

Honolulu, T. H.

Blankets! Special Sale of Blankets In All Sizes and Colors

K. ISOSHIMA,

NO. 30, S. KING STREET

NEAR BETHESDA

Notice to the Public!

Notice is hereby given to the public that purchasers of personal property belonging to the R. W. Holt estate, in which the O. J. Holt estate, or the heirs of O. J. Holt, have an interest at Makaha, Waiānā, Oahu, must purchase at their own risk as to the sufficiency of title secured, unless they secure the written consent of all the heirs of the O. J. Holt Estate.

By Order of the Heirs.

FIRST MUSICAL FESTIVAL

"CONGRESS OF SONG"

Seven Separate Choruses with
 400 Voices.

HAWAIIAN

Opera House

Friday, May 27

CHILDREN'S CONTEST

AND CARNIVAL

Four Schools in Competition—
 600 Voices.

At Boy's Field

Saturday
 Afternoon,
 May 28

BY AUTHORITY

SHERIFF'S SALE NOTICE.

Under and by virtue of a certain Execution issued by Alex. Lindsay, Jr., Second District Magistrate of Honolulu, Island of Oahu, Territory of Hawaii, on the 22nd day of April, 1904, in the matter of A. Herbert and D. H. Ward vs. J. A. Durant, I did, in said Honolulu, on the 22nd day of April, A. D. 1904, levy upon, and shall offer for sale and sell at public auction, to the highest bidder, at the Police Station, Kalahele Hale, in said Honolulu, at 12 o'clock noon of Monday, the 8th day of June, A. D. 1904, all the right, title and interest of the said J. A. Durant in and to the following described personal property, unless the sum of three hundred and thirty-four and 71-100 dollars, that being the amount for which said execution issued, together with interest, costs and my fee and expenses are previously paid:

One Gasoline Launch, together with its engine and apparatus.

For further particulars apply at my Office.

Dated at said Honolulu, this 5th day of May, A. D. 1904.

A. M. BROWN,
 High Sheriff, Territory of Hawaii.

MORTGAGEE'S NOTICE ON INTENTION TO FORECLOSE AND OF SALE

Notice is hereby given that in accordance with the provisions of that certain mortgage made by Hattie Kani and husband, of Ewa, Island of Oahu, Territory of Hawaii, to David L. Peterson, Trustee, of said Honolulu, dated March 20, A. D. 1903, recorded in the Hawaiian Registry of Conveyances in Liber 244, page 265, the said Mortgagee, David L. Peterson, Trustee, intends to foreclose the said mortgage for condition broken, to wit: non-payment of principal and interest when due.

Notice is also hereby given that all and singular the lands tenements and hereditaments in said mortgage described and conveyed will be sold at Public Auction at the Auction Rooms of James F. Morgan, Kaahumanu street, in said Honolulu, on Wednesday the First day of June, A. D. 1904, at 12 o'clock noon of said day.

The property covered by the said mortgage and intended to be sold consists of:

An undivided one-ninth interest in and to all of those pieces or parcels of land situate at said Ewa, Island of Oahu, described in Royal Patents (Grants) Numbers 127 and 131, containing an area of 18.92 acres, more or less, together with the improvements thereon.

Terms of sale cash in U. S. Gold Coin. Deeds at the expense of the purchaser Dated Honolulu, T. H. May 5, 1904.

DAVID L. PETERSON, Trustee, Mortgagee.

Official Call.

Democratic Primaries and Convention.

A Democratic Convention for the Territory of Hawaii is hereby called to meet in the City of Honolulu on the 6th day of June 1904, for the purpose of electing six delegates and six alternate delegates to the National Democratic convention to be held in the city of St. Louis in the state of Missouri, July 6, 1904.

The Convention hereby called shall consist of delegates elected at primaries to be held between the hours of 2 and 8 p. m. Saturday May 8, 1904, in the several precincts of this Territory. Such primaries shall be conducted by the precinct clubs of the respective precincts, organized under the authority of the Democratic Territorial Central Committee. The executive committee of each precinct club shall provide and appoint a suitable place for holding its primary and appoint the necessary officers to conduct it.

At such primaries none but members of the precinct club shall be entitled to vote.

Each precinct club shall be entitled to one delegate to the Territorial Convention for each ten members; but each precinct in which there is a regularly organized precinct club shall be entitled to at least one delegate.

The club membership hereby made the basis of representation in the territorial convention shall be the membership as it exists at the hour of opening the primary.

Democrats throughout the Territory are urged to organize. A provisional district committee has been appointed for each of the other islands to whom inquiries may be addressed.

FRED TURRILL,
 Vice Chairman Democratic Territorial Committee

EDMUND H. HART,
 Secretary.

Want ads in the Star bring quick results. Three lines three times for 25 cents.